

PTO/SB/31 (02-01)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCESDocket Number (Optional)
74442.01I hereby certify that this correspondence is being transmitted via facsimile to fax number 703 306-4520 on January 28, 2004.

Signature

Lana B. Ekiss

Typed or printed name

Lana B. Ekiss

In re Application of
Larry D. PaskarApplication Number
09/931,466Filed
August 16, 2001For
Catheter with Out-of-Plane ConfigurationsGroup Art Unit
3762Examiner
M. BockelmanApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner, office action dated 11/6/03, rejecting Claims 10-16, 19-22, 24, 26, 28-29, and 31-34.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:\$ 165.00☐ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-3460. I have enclosed a duplicate copy of this sheet.☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).☒ attorney or agent of record.☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) _____*Gregory E. Upchurch*
SignatureGregory E. Upchurch, #28,482
Typed or printed name1/28/04
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ *Total of 1 forms are submitted.

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FAX RECEIVED

FAX NO.: 703 306-4520

JAN 29 2004

FROM: Gregory E. Upchurch

GROUP 3700

DATE: January 28, 2004

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 2

MESSAGE:

RE: Application No. 09/931,466

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OPERATOR: Lana Ekiss

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